



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

3683
#5
12/3/02
T.U.

IN THE MATTER OF:

EXAMINER: PEZZLO, BENJAMIN A

APPLICANT: PREUKSCHAT

GROUP ART UNIT: 3683

SERIAL NO.: 10/008,895

FILING DATE: December 7, 2001

FOR: CONTROLABLE VIBRATION DAMPER WITH
POWER DAMPING CONTROL

Date: November 18, 2002

RESPONSE

Hon. Commissioner of Patents
and Trademarks
Washington, D.C. 20231

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GROUP 3600

SIR:

In the Office Action of November 6, 2002 the Examiner has applied a restriction to the examination of this application, and has required that applicant elect a single one of the species I to VI.

In response to this requirement for election, applicant provisionally elects species I with Figures 1, 2, and 3.

In conjunction with the elected species applicant lists the following claims as being readable on the elected species:

Claims 1-3 and 6-8

The Examiner's restriction requirement is respectfully traversed on the basis that the subject matter of the claims is so closely related that all claims can be examined together without requiring separate search. It is respectfully requested, therefore, that the Examiner reconsider the restriction requirement.

In view thereof, it is believed that the restriction requirement set in the Office Action should be withdrawn, and all claims in the application should be examined.

Since a provisional election has been made, on the other hand, as required, it is respectfully requested that an Office Action on the merits of the application be issued.

Respectfully submitted,

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10-19-02
MAX FOGIEL
Signature
10-19-02
Date of Signature